D.B. CIVIL SPECIAL APPEAL (WRIT) NO.640/2006
Sushil Kumar Vs. State of Rajasthan & Ors.

Date : 20.9.2006

PRESENT

HON'BLE MR. JUSTICE RAJESH BALIA
HONBLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. R.S. Choudhary for the appellant for Mr. G.R. Puniya for appellant.

Having heard learned counsel for the appellant we are satisfied that no interference is called for.

The appellant was transferred from one place to another and this petition has been filed to challenge the transfer and posting. In the matter of transfer and posting which ordinary does not effect the civil rights of the petitioner, the extra ordinary jurisdiction for interference in such administrative function is not ordinarily invoked except a grave case of malafide exercise or abuse of power has been made out. No such case has been made out as found by the learned Single Judge.

The appeal accordingly fails and is hereby dismissed.

[GOPAL KRISHAN VYAS], J. [RAJESH BALIA], J.

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